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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/766,720	01/27/2004	Scott Adams	4341P053D2

CONFIRMATION NO. 3457

## FORMALITIES LETTER



\*OC000000012998317\*

Lester J. Vincent  
 BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP  
 Seventh Floor  
 12400 Wilshire Boulevard  
 Los Angeles, CA 90025

Date Mailed: 06/21/2004

## NOTICE TO FILE CORRECTED APPLICATION PAPERS

*Filing Date Granted*

An application number and filing date have been accorded to this application. The application is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given TWO MONTHS from the date of this Notice within which to correct the informalities indicated below. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
  - More than one figure is present and each figure is not labeled "Fig." with a consecutive Arabic numeral (1, 2, etc.) or an Arabic numeral and capital letter in the English alphabet (A, B, etc.)(see 37 CFR 1.84(u)(1)). See Figure(s) 13B.

Replies should be mailed to: Mail Stop Missing Parts  
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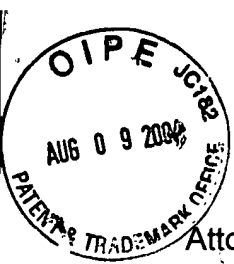
on August 4, 2004  
 Date of Deposit  
Christopher P. Marshall  
 Name of Person Mailing Correspondence  
CP Marshall  
 Signature  
8/4/2004  
 Date

*A copy of this notice MUST be returned with the reply.*

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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



IFW

Attorney Docket No.: 4341P053D2

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Application of: )

Scott Adams et al. )

Application No.: 10/766,720 )

Filed: January 27, 2004 )

For: ELECTROSTATIC ACTUATOR FOR )  
MICROELECTROMECHANICAL )  
SYSTEMS AND METHODS OF )  
FABRICATION )

Divisional of: )

Application No.: 09/775,491 )

Filed: February 2, 2001 )

Examiner:

Art Unit: 2834

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on August 4, 2004  
Date of Deposit

Christopher P. Marshall

Name of Person Mailing Correspondence

Cp. Marshall  
Signature

8/4/2004  
Date

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P.O. Box 1450  
Alexandria, VA 22313-1450

AMENDMENT TO DRAWING UNDER 37 C.F.R. § 1.121(d) IN RESPONSE TO  
NOTICE TO FILE CORRECTED APPLICATION PAPERS

Sir:

In response to Notice to File Corrected Application Papers mailed June 21, 2004, applicants respectfully request that the Examiner approve the enclosed drawing amendment. An Annotated Sheet Showing a Change with respect to Figure 13C of the drawings is provided with proposed change indicated in red ink. A Corresponding Replacement Sheet is also enclosed. Applicants submit that the drawing as amended

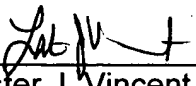
does not add new matter given that support is found in the originally filed drawings and in the specification at page 40-41.

If any additional fee is required, please charge Deposit Account No. 02-2666.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated: August 4, 2004

  
\_\_\_\_\_  
Lester J. Vincent  
Reg. No. 31,460

12400 Wilshire Blvd.  
Seventh Floor  
Los Angeles, CA 90025  
(408) 720-8300

**FEE TRANSMITTAL FOR FY 2004**

(FY 2004 Begins 10/01/2003)

TOTAL AMOUNT OF PAYMENT (\$) 0.00

Complete if Known:

Application No. 10/766,720Filing Date January 27, 2004First Named Inventor Scott Adams

Examiner Name \_\_\_\_\_

Art Unit \_\_\_\_\_

Attorney Docket No. 4341P053D2☐ Applicant claims small entity status. See 37 CFR 1.27.**METHOD OF PAYMENT** (check all that apply)☐ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None☒ Deposit AccountDeposit Account Number : 02-2666

Deposit Account Name: \_\_\_\_\_

☒ The Director is Authorized to do the following with respect to the above-identified Deposit Account:☒ Charge fee(s) indicated below.☒ Credit any overpayments.☒ Charge any additional fees during the pendency of this application.☒ Any concurrent or future reply that requires a petition for extension of time should be treated as incorporating an appropriate petition for extension of time and all required fees should be charged.☐ Charge fee(s) indicated below except for the filing fee.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Code	Fee (\$)	Code	Fee (\$)		
1001	770	2001	385	Utility application filing fee	_____
1002	340	2002	170	Design application filing fee	_____
1003	530	2003	265	Plant filing fee	_____
1004	770	2004	385	Reissue filing fee	_____
1005	160	2005	80	Provisional application filing fee	_____
SUBTOTAL (1)					<u>\$ 0.00</u>

**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

		Extra Claims	Fee from below	Fee Paid
Total Claims	_____	- 20** = _____	X _____	= _____
Independent Claims	_____	- 3** = _____	X _____	= _____
Multiple Dependent	_____		_____	= _____

\*\*Or number previously paid, if greater; For Reissues, see below.

Large Entity		Small Entity		Fee Description	Fee Paid
Code	Fee (\$)	Code	Fee (\$)		
1202	18	2202	9	Claims in excess of 20	_____
1201	86	2201	43	Independent claims in excess of 3	_____
1203	290	2203	145	Multiple dependent claim, if not paid	_____
1204	86	2204	43	**Reissue independent claims over original patent	_____
1205	18	2205	9	**Reissue claims in excess of 20 and over original patent	_____
SUBTOTAL (2)					<u>\$ 0.00</u>

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

<u>Large Entity</u>		<u>Small Entity</u>		<u>Fee Description</u>	<u>Fee Paid</u>
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	_____
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	_____
1053	130	1053	130	Non-English specification	_____
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	_____
1813	8,800	1813	8,800	Request for inter parties reexamination	_____
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	_____
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	_____
1251	110	2251	55	Extension for reply within first month	_____
1252	420	2252	210	Extension for reply within second month	_____
1253	950	2253	475	Extension for reply within third month	_____
1254	1,480	2254	740	Extension for reply within fourth month	_____
1255	2,010	2255	1,005	Extension for reply within fifth month	_____
1401	330	2401	165	Notice of Appeal	_____
1402	330	2402	165	Filing a brief in support of an appeal	_____
1403	290	2403	145	Request for oral hearing	_____
1451	1,510	1451	1,510	Petition to institute a public use proceeding	_____
1452	110	2452	55	Petition to revive – unavoidable	_____
1453	1,330	2453	665	Petition to revive - unintentional	_____
1501	1,330	2501	665	Utility issue fee (or reissue)	_____
1502	480	2502	240	Design issue fee	_____
1503	640	2503	320	Plant issue fee	_____
1460	130	1460	130	Petitions to the Commissioner	_____
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	_____
1806	180	1806	180	Submission of Information Disclosure Stmt	_____
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	_____
1809	770	2809	385	For filing a submission after final rejection (see 37 CFR 1.129(a))	_____
1814	110	2814	55	Statutory Disclaimer	_____
1810	770	2810	385	For each additional invention to be examined (see 37 CFR 1.129(b))	_____
1801	770	2801	385	Request for Continued Examination (RCE)	_____
1802	900	1802	900	Request for expedited examination of a design application	_____
1504	300	1504	300	Publication fee for early, voluntary, or normal pub.	_____
1505	300	1505	300	Publication fee for republication	_____
1803	130	1803	130	Request for voluntary publication or republication	_____
1808	130	1808	130	Processing fee under 37 CFR 1.17(i) (except provisionals)	_____
1454	1,330	1454	1,330	Acceptance of unintentionally delayed claim for priority	_____

Other fee (specify) \_\_\_\_\_

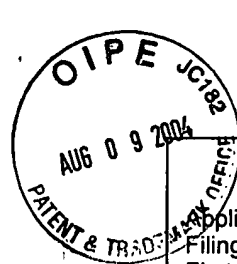
Other fee (specify) \_\_\_\_\_

**SUBTOTAL (3) \$ 0.00**

\*Reduced by Basic Filing Fee Paid

**SUBMITTED BY:**Typed or Printed Name: Lester J. VincentSignature:  Date: August 4, 2004Reg. Number: 31,460 Telephone Number: (408) 720-8300

Send to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

**AMENDMENT TRANSMITTAL****PATENT**

Application No.: 10/766,720  
Filing Date: January 27, 2004  
First Named Inventor: Scott Adams  
Examiner's Name: \_\_\_\_\_  
Art Unit: 2834  
Attorney Docket No.: 4341P053D2

- \_\_\_\_\_ An Amendment After Final Action (37 CFR 1.116) is attached and applicant(s) request expedited action.
- ☒ Charge any fee not covered by any check submitted to Deposit Account No. 02-2666.
- ☒ Applicant(s) hereby request and authorize the U.S. Patent and Trademark Office to (1) treat any concurrent or future reply that requires a petition for extension of time as incorporating a petition for extension of time for the appropriate length of time and (2) charge all required fees, including extension of time fees and fees under 37 CFR 1.16 and 1.17, for any concurrent or future reply to Deposit Account No. 02-2666.
- \_\_\_\_\_ Applicant(s) claim small entity status (37 CFR 1.27).

**ATTACHMENTS**

- \_\_\_\_\_ Preliminary Amendment
- \_\_\_\_\_ Amendment/Response with respect to Office Action
- \_\_\_\_\_ Amendment/Response After Final Action (37 CFR 1.116) (reminder: consider filing a Notice of Appeal)
- \_\_\_\_\_ Notice of Appeal
- \_\_\_\_\_ RCE (Request for Continued Examination)
- \_\_\_\_\_ Supplemental Declaration
- \_\_\_\_\_ Terminal Disclaimer (reminder: if executed by an attorney, the attorney must be properly of record)
- \_\_\_\_\_ Information Disclosure Statement (IDS)
- \_\_\_\_\_ Copies of IDS citations
- \_\_\_\_\_ Petition for Extension of Time
- \_\_\_\_\_ Fee Transmittal Document (that includes a fee calculation based on the type and number of claims)
- \_\_\_\_\_ Cross-Reference to Related Application(s)
- \_\_\_\_\_ Certified Copy of Priority Document
- ☒ Other: Amendment to Drawing Under 37 C.F.R. § 1.121(d) in Response to Notice to File Corrected Application Papers
- \_\_\_\_\_ Check(s)
- ☒ Postcard (Return Receipt)

**SUBMITTED BY:**

BLAKELY SOKOLOFF TAYLOR &amp; ZAFMAN LLP

TYPED OR PRINTED NAME: Lester J. Vincent, Reg. No. 31,460

SIGNATURE: \_\_\_\_\_

REG. NO.: 31,460DATE: August 4, 2004ADDRESS: 12400 Wilshire Boulevard, Seventh FloorLos Angeles, California 90025TELEPHONE NO.: (408) 720-8300**CERTIFICATE OF MAILING BY FIRST CLASS MAIL (if applicable)**

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August 4, 2004

Date of Deposit

Christopher P. Marshall

Name of Person Mailing Correspondence

C.P. Marshall

Signature

8/4/2004

Date

Express Mail Label No. (if applicable): \_\_\_\_\_

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(10/14/03)